

**CITY OF LOCKPORT**  
**CORPORATION PROCEEDINGS**

Lockport Municipal Building

Regular Meeting  
Official Record

July 2, 2014  
6:00 P.M.

Mayor Anne E. McCaffrey called the meeting to order.

**ROLL CALL**

The following Common Council members answered the roll call:

Aldermen Kibler, Lombardi, Fogle, Franco, Schrader, and Genewick.

**MAYOR'S UPDATE**

**RECESS**

Recess for public input.

**070214.1**

**APPROVAL OF MINUTES**

On motion of Alderman Kibler, seconded by Alderman Lombardi, the minutes of the Regular Meeting of June 18, 2014 are hereby approved as printed in the Journal of Proceedings. Ayes 6. Carried.

**FROM THE MAYOR**

**Appointments:**

7/2/14        Ann Boci, 41 West Grant Street, Lockport, NY – appointed as a Commissioner of Deeds. Said term expired December 31, 2015.  
Received and filed

7/2/14        Nicholas D. Rubert, 43 Beattie Avenue, Lockport, NY – appointed as Streets Crew Leader effective July 4, 2014. Said appointment is provisional and subject to the City of Lockport Municipal Civil Service Rules and Regulations.  
Received and filed

**FROM THE CITY CLERK**

The Clerk submitted payrolls, bills for services and expenses, and reported that the Department Heads submitted reports of labor performed in their departments. Referred to the Finance Committee.

**Communications** (which have been referred to the appropriate City officials)

6/19/14 Jennifer R. Grier, Program Educator/Marketing Assistant, Cornell Cooperative Extension of Niagara County, 4487 Lake Avenue, Lockport, NY – requesting permission to hang a banner to promote the 2014 Niagara County Fair.  
Referred to the Committee of the Whole

6/24/14 Richelle J. Pasceri, City Clerk – Notification that the Lockport Municipal Offices will be closed on Friday, July 4, 2014 in observance of Independence Day.

There will be no garbage collection on July 4<sup>th</sup>. Garbage scheduled for collection on July 4<sup>th</sup> will be collected on the day following regularly scheduled collection.  
Referred to the Media.

7/1/14 NYS Department of Environmental Conservation, Region 9, 270 Michigan Street, Buffalo, NY – notification for the use of an Aquatic Herbicide in Tonawanda Creek/Erie Canal to control and eradicate the aggressive aquatic plant, Hydrilla (*Hydrilla verticillata*). The treatment will take place for 48 hours between Tuesday and Thursday during either the week of July 21<sup>st</sup> or the week of July 28<sup>th</sup>.  
Referred to the Committee of the Whole.

7/2/14 Mayor Anne E. McCaffrey – Recommendation that Margaret Truax, 29 Spruce Street, Lockport, NY be appointed as a member of the Board of Ethics, with a term expiring on July 2, 2015.  
Referred to the Committee of the Whole.

7/2/14 Mayor Anne E. McCaffrey – Recommendation that Mary Murphy, 528 Willow Street, Lockport, NY be appointed as a member of the Board of Ethics, with a term expiring on July 2, 2016.  
Referred to the Committee of the Whole.

7/2/14 Mayor Anne E. McCaffrey – Recommendation that Dan Wilson, 100 Haines Street, Lockport, NY be appointed as a member of the Board of Ethics, with a term expiring on July 2, 2017.  
Referred to the Committee of the Whole.

**Notice of Defect:**

6/10/14 1. Waterman Street (between High & Price Streets) – Potholes  
2. Pine Street (between High & LaGrange Streets) – trees  
3. Locust Street (between High & Spalding Streets) – tree  
6/19/14 239 Clinton Street, Lockport, NY – tree  
6/19/14 Briarwood Estate Area – plugged storm sewer receptacle  
6/24/14 64 Crosby Avenue, Lockport, NY – tree  
Referred to the Director of Engineering.

**Notice of Claim:**

6/19/14 Mark S. Devine, 110 Corinthia Street, Lockport, NY  
Referred to the Corporation Counsel.

## MOTIONS & RESOLUTIONS

### 07024.2

By Alderman Genewick:

Resolved, that the Mayor and City Clerk be authorized to issue orders in favor of the claimants for payrolls, bills, and services to be paid on July 3, 2014 as follows:

|              |                  |               |
|--------------|------------------|---------------|
| General Fund | Account #001     | \$108,752.33  |
| Water Fund   | Account #002     | \$ 11,136.95  |
| Sewer Fund   | Account #003     | \$ 15,943.56  |
| Refuse Fund  | Account #012     | \$ 0          |
| Payroll      | Pay Date 6/26/14 | \$ 516,351.48 |

Seconded by Alderman Kibler and adopted. Ayes 6.

### 070214.3

By Alderman Genewick:

Resolved, that claims authorized for payment by the Director of Planning and Development, and subsequently paid from the Community Development Escrow Account, be and the same are hereby approved.

Seconded by Alderman Franco and adopted. Ayes 6.

### 070214.4

By Alderman Kibler:

Resolved, that the Mayor and Common Council do hereby extend congratulations and appreciation to the following City employees for their years of dedicated service to the City of Lockport:

| <u>Employee</u>      | <u>Years of Service</u> | <u>Title</u>                   |
|----------------------|-------------------------|--------------------------------|
| Saverio A. Pellicano | 20                      | Firefighter                    |
| Christina M. Brown   | 20                      | Payroll/Benefits Administrator |
| Rolando Moreno       | 5                       | Asst. Director of Engineering  |

Seconded by Alderman Lombardi and adopted. Ayes 6.

### 070214.5

By Alderman Lombardi:

Resolved, that pursuant to their request, Cornell University Cooperative Extension is hereby granted permission to erect a banner across East Avenue at Davison Road from July 15<sup>th</sup> until August 4<sup>th</sup> 2014 at least 17 feet from the ground to promote the 2014 Niagara County Fair. Said permission is subject to the Cornell University Cooperative Extension filing a certificate of insurance with the City Clerk naming the City of Lockport as additional insured, and be it further

Resolved, that the City Clerk is hereby authorized and directed to make arrangements to erect the banner.

Seconded by Alderman Genewick and adopted. Ayes 6.

**070214.6**

By Alderman Kibler:

Resolved, that the Corporation Counsel be and the same is hereby authorized and directed to prepare a local law relative to amending Chapter 66-4 Building Permits, and be it further

Resolved, that a public hearing be held at the Common Council meeting of July 16, 2014 starting at 6:00 P.M. in the Common Council Chambers relative to said proposed local law, and be it further

Resolved, that the City Clerk is hereby authorized and directed to advertise notice of said public hearing.

Seconded by Alderman Fogle and adopted. Ayes 6.

**070214.7**

By Alderman Fogle:

Resolved, that resolution #060914.2 adopted by the Common Council at their June 9, 2014 special meeting, regarding 4<sup>th</sup> of July fireworks display, be and the same is hereby amended as follows:

....Resolved, that the fireworks display shall be conducted on Friday, July 4, 2014, with rain date being ~~Saturday, July 5, 2014~~ **Friday, July 11, 2014**.

Seconded by Alderman Schrader and adopted. Ayes 6.

**070214.8**

By Alderman Kibler:

Resolved, that pursuant to the recommendation of Mayor McCaffrey, the following are hereby appointed to the Board of Ethics:

Margaret Truax, 29 Spruce Street, Lockport, NY – term expires July 2, 2015

Mary Murphy, 528 Willow Street, Lockport, NY – term expires July 2, 2016

Dan Wilson, 100 Haines Street, Lockport, NY – term expires July 2, 2017

Seconded by Alderman Franco and adopted. Ayes 6.

**070214.9**

By Alderman Kibler:

**Shared Cooperative Insurance Initiative Resolution**

WHEREAS, the twenty-one (21) municipalities in and including Niagara County have a fundamental, fiduciary responsibility to provide essential services to the constituents they serve at the lowest possible cost to the taxpayer; and

WHEREAS, the municipalities of and including Niagara County continue to experience an increase in the costs of various operating expenses, but particularly in employee healthcare costs; and

WHEREAS, healthcare costs have risen dramatically and steadily over the past several years with increases of some municipalities averaging more than 15-18% annually over the past several years; and

WHEREAS, these rising costs translate to lower wages, reduced benefits, more restrictive coverage eligibility and place increased pressure on ever-tightening municipal budgets and ever-increasing burdens on local taxpayers; and

WHEREAS, the current delivery structure of employee healthcare coverage, which consists of more than twenty-one (21) different health plans, is unwieldy, administratively inefficient, lacks uniformity in coverage and encounters barriers to the inclusion of employees in the process; and

WHEREAS, Article 47 of the New York Insurance Law authorizes municipalities to form consortiums, or municipal cooperative health plans, in order to share the costs of self funding health plans; and

WHEREAS, the concept of offering a common, self funded health insurance program which pools the health insurance risk of all the municipalities and assures reasonable costs, greater predictability and stability in the healthcare market should be explored; and

WHEREAS, the municipalities in and including Niagara County believe that by establishing a consortium, it will provide an alternative approach to stabilizing health claim costs, lowering administrative costs and strengthen negotiating power with health care providers while promoting greater participation of the municipal employees throughout the process; and

WHEREAS, The Niagara County Supervisors Association has issued a Request for Proposals to retain a consultant to provide consultation services to among other things, provide a feasibility recommendation to all interested municipalities in and including Niagara County and to project cost savings over a five and ten year period..

NOW THEREFORE, the City of Lockport resolves to appoint an individual to sit on an ad hoc advisory committee that will consist of a representative from each participating municipality for the purpose exploring an insurance cooperative; and

FURTHER RESOLVES to provide the information required by a consultant who will analyze and provide a recommendation to City of Lockport whether or not it is in the best interest of (insert municipality) to join a healthcare benefits consortium in Niagara County and enter into a confidentiality agreement and authorize the chief executive officer to sign such agreement subject to approval of the municipal attorney for City of Lockport.

Seconded by Alderman Genewick and adopted. Ayes 6.

#### **070214.9A**

By Alderman Lombardi:

Resolved, that pursuant to their request, Lockport Ice Arena & Sports Center Inc. is hereby granted permission to barricade a portion of the Chestnut Street parking lot on Tuesday, July 8<sup>th</sup> through Wednesday, July 9<sup>th</sup>, 2014 for a Press Conference, and be it further

Resolved, that the Assistant Director of Engineering be and the same is hereby authorized and directed to arrange for delivery of barricades to said area prior to said event.

Seconded by Alderman Fogle and adopted. Ayes 6.

#### **070214.10**

#### **ADJOURNMENT**

At 6:20 P.M. Alderman Kibler moved the Common Council be adjourned until 6:00 P.M., Wednesday, July 16, 2014.

Seconded by Alderman Lombardi and adopted. Ayes 6.

RICHELLE J. PASCERI  
City Clerk